



March 2, 2001

SENATE BILL No. 182

DIGEST OF SB 182 (Updated February 27, 2001 12:14 PM - DI 92)

Citations Affected: IC 8-6.

Synopsis: Unobstructed view at railroad crossing. Allows the Indiana department of transportation to adopt rules to adjust the required distance for an unobstructed view along a railroad right-of-way. Provides that a crossing equipped with a train activated gate is exempt from the statutory requirement of an unobstructed view of at least 1500 feet or the minimum length requirement established by a rule of the department, if the railroad maintains an unobstructed view for at least 250 feet in both directions.

Effective: July 1, 2001.

Jackman, Craycraft

January 9, 2001, read first time and referred to Committee on Transportation and Interstate Cooperation.
March 1, 2001, amended, reported favorably — Do Pass.

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SB 182—LS 7063/DI 92+



March 2, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

SENATE BILL No. 182

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 8-6-7.6-1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. **(a) Except as**
3 **provided in subsection (b) or in a rule adopted by the Indiana**
4 **department of transportation**, each railroad in the State of Indiana
5 shall maintain each public crossing under its control in such a manner
6 that the operator of any licensed motor vehicle has an unobstructed
7 view for fifteen hundred (1500) feet in both directions along the
8 railroad right-of-way subject only to terrain elevations or depressions,
9 track curvature, or permanent improvements. **However, the Indiana**
10 **department of transportation may adopt rules under IC 4-22-2 to**
11 **adjust the distance of the unobstructed view requirement under**
12 **this subsection based on variances in train speeds, number of**
13 **tracks, angles of highway and rail crossing intersections,**
14 **elevations, and other factors consistent with accepted engineering**
15 **practices.**
16 **(b) A public crossing equipped with a train activated crossing**
17 **gate is exempt from the requirements of subsection (a), if the**

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- 1 **railroad maintains an unobstructed view for at least two hundred**
- 2 **fifty (250) feet in both directions along the railroad right-of-way.**

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SENATE MOTION

Mr. President: I move that Senator Craycraft be added as coauthor of Senate Bill 182.

JACKMAN

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COMMITTEE REPORT

Mr. President: The Senate Committee on Transportation and Interstate Cooperation, to which was referred Senate Bill No. 182, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 2, delete "Each" and insert **"(a) Except as provided in subsection (b) or in a rule adopted by the Indiana department of transportation, each"**.

Page 1, line 5, reset in roman "fifteen".

Page 1, line 5, delete "five".

Page 1, line 5, reset in roman "(1500)".

Page 1, line 5, delete "(500)".

Page 1, line 7, reset in roman "or".

Page 1, line 7, after "improvements" delete "," and insert ".".

Page 1, line 8, delete "or railroad rolling stock." and insert **"However, the Indiana department of transportation may adopt rules under IC 4-22-2 to adjust the distance of the unobstructed view requirement under this subsection based on variances in train speeds, number of tracks, angles of highway and rail crossing intersections, elevations, and other factors consistent with accepted engineering practices."**

(b) A public crossing equipped with a train activated crossing gate is exempt from the requirements of subsection (a), if the railroad maintains an unobstructed view for at least two hundred fifty (250) feet in both directions along the railroad right-of-way."

and when so amended that said bill do pass.

(Reference is to SB 182 as introduced.)

RIEGSECKER, Chairperson

Committee Vote: Yeas 6, Nays 0.

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